

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY JULY 24TH, 2023**

The meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday July 24th, 2023, at 4:00 p.m., at City Hall, 9345 Clayton Road and via Zoom. The following members were present:

The Hon. Nancy Spewak, Mayor, presiding.

Members of the Council present:

Patrick Hensley
John Fox
John Howell
William Brennan
Harold Burroughs

Five Council Members present.

Also, present Police Chief Ken Andreski; Fire Chief Steven Lynn; Mr. Paul Garlock, Building Official; Ms. Lamitola, Director of Public Works; Mr. Scott Kroenung, Director of Finance; Ms. Andrea Sukanek, City Planner; Ms. Erin Seele, City Attorney; and Ms. Stacey Mann, City Clerk.

Approval of the Agenda: Council Member Burroughs moved to approve the agenda as presented, upon second by Council Member Hensley the motion passed unanimously.

Approval of the Minutes: Mayor Spewak asked if there were any amendments, corrections, or clarifications to the minutes of the Regular or Closed Meetings of June 20th, 2023.

Council Member Burroughs moved approval of the minutes as submitted; upon second by Council Member Hensley, the motion passed unanimously.

Public Forum:

Mr. Richard Lane, 33 Woodcliffe Rd, requested that the Council closely review regulations regarding marijuana facilities. Mr. Lane stated that the odor from the production facility in Rock Hill is a public health concern.

Presentations:

Report regarding the City's 2022 Audit by Botz, Deal and Company.

Ms. Michelle Graham with Botz, Deal & Company presented to Council the audited financial statements and management letter. Ms. Graham stated that the City received a clean, unmodified opinion and that the financial statements were accurate, and met the generally accepted auditing practices. Ms. Graham pointed out that the footnotes of the report provided more detailed notes, including amortization schedules.

Ms. Graham stated that while the report being presented to them is later than usual, a copy of the preliminary report was sent to the State of Missouri to be compliant.

Mayor Spewak recognized the efforts of the administration and finance employees, along with department directors for the work that was put into another successful audit.

Report by Milliman, Inc. regarding the valuations of the Uniformed and Non-Uniformed Employee Pension Plans as of January 1, 2023.

Mr. Winningham stated that the market value of plan assets decreased from \$48,340,991 to \$41,362,229 for the uniformed plan. Mr. Winningham stated that net market rate of return was -12.9% versus the prior year, due to the prior years assumed rating of 6.75% resulting in a loss for the period. Mr. Winningham pointed out that the actuarial value of assets increased from \$43,355,531 to \$44,637,764, the rate of return was slightly lower than the assumed rate of 6.75% at 4.9%. Mr. Winningham reviewed how the funding policy contribution was calculated, the schedule of amortization, and the detailed reconciliation.

Mr. Winningham stated that the market value of plan assets decreased from \$7,000,607 to \$5,998,347 for the nonuniformed plan. Mr. Winningham stated that net market rate of return was -12.9% versus the prior year, due to the prior years assumed rating of 6.75% resulting in a loss for the period. Mr. Winningham pointed out that the actuarial value of assets increased from \$6,284,492 to \$6,480,898, the rate of return was slightly lower than the assumed rate of 6.75% at 4.8%. Mr. Winningham reviewed how the funding policy contribution was calculated, the schedule of amortization, and the detailed reconciliation.

Mayor Spewak thanked Mr. Winningham for his thorough report.

Public Hearings:

PH1: The City Council of the City of Ladue will hold a Public Hearing regarding a proposed amendment to Sections III, VII, and XVI of the Ladue Zoning Ordinance 1175 regarding recreational marijuana facilities.

Mayor Spewak declared the public hearing as continued until the August City Council meeting.

PH2: The City Council of the City of Ladue will hold a Public Hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit Amendment for the construction of walls for lacrosse practice on the MICDS campus, just west of the lacrosse field. The property is located at 101 N. Warson Road in the C Residential Zoning District.

Council Member Burroughs moved to open the public hearing, with second by Council Member Hensley the motion passed unanimously.

Ms. Sukanek provided the recommended conditions to the Council drafted by the Zoning and Planning Commission, which include rules that will apply during

construction. Ms. Sukanek added that all properties within 185' of the property were notified of the request.

Ms. Seele announced that the notice for the hearing, the entire Code of Ordinances including Ordinance 1175, the entire file including the application, Zoning & Planning Commission recommendation and staff report was available and made part of the official record.

Council Member Burroughs moved to close the public hearing, with second by Council Member Hensley the motion passed unanimously.

Council Member Burroughs moved to approve the Special Use Permit, with a second by council Member Hensley the motion passed unanimously.

New Business:

Proposed Legislation:

Bill 2335: An ordinance to amend Section III, VII, and XVI of Ordinance 1175 the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri, regarding recreational marijuana facilities.

Mayor Spewak declared Bill 2335 as continued.

Council Member Burroughs moved to extend the interim stay of acceptance of applications for marijuana facilities through the August 2023 meeting; upon second by Council Member Howell, the motion passed unanimously.

Resolution 2023-22: A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a supplemental contract with CMT for engineering consultant services for construction phase services for the Dielman Road Improvements Project

Council Member Hensley moved to adopt Resolution No. 2023-22, with second by Council Member Brennan the motion passed.

Discussion on Fire Sales Tax

Mr. Kroenung and Chief Lynn presented the findings of the adhoc committee on revenue generations and expense management. Chief Lynn stated that one of the recommendations of the committee was for the Council to evaluate the need to add a fire sales tax. Mr. Kroenung added that if it is the desire of the Council to add this matter to the November ballot, it will need to be reviewed at the August meeting.

Following discussion, the Council directed staff to prepare ballot language for their review in August. Council Member Hensley stated that a number of work sessions should be planned to inform residents of the potential ballot measure.

Financial Matters:

The Mayor and Council reviewed the Vouchers for Payment for the month of June 2023. Council Member Burroughs moved their approval, upon second by Council Member Brennan the motion passed unanimously.

The Mayor and Council reviewed the Collector's Report for June 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Treasurer's Report for June 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary for June 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Delinquent Real Estate Tax Report for June 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Investments Report for June 2023. The mayor ordered the report filed for information.

Reports of Various Board & Commission Meetings

The Mayor and Council reviewed the reports of various Board & Commission Meetings held between June 15th, 2023, and July 11th, 2023. The mayor ordered the reports filed for information.

Department Reports:

Fire Department: The Mayor and Council reviewed the Fire Department Activity Report for June 2023. The mayor ordered the report filed.

Police Department: Mayor and Council reviewed the Police Activity Report for the period May 1st – May 31st, 2023. The mayor ordered the report filed.

Public Works & Building: Mayor and Council reviewed the report of the Director of the Public Works Department for June 2023. The mayor ordered the report filed.

Ms. Lamitola stated that the Stormwater Advisory Committee voted at their last meeting to place the Deerfield/Wakefield project on inactive status.

Municipal Court: Mayor and Council reviewed the report of the Municipal Court for June 2023. The mayor ordered the report filed.

City Attorney: Nothing to report currently.

Administration: Mayor and Council reviewed the Administration report for June 2023. The mayor ordered the report filed.

Committee Appointments

Mayor Spewak requested approval of the following appointments:

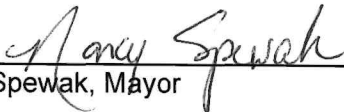
- Mike Kinsella to the Stormwater Advisory Committee for a three-year term.

Council Member Brennan moved to approve the appointment of Mike Kinsella to the Stormwater Advisory Committee for a three-year term, with a second by Council Member Hensley the motion passed unanimously.


Mayor Spewak stated that Mr. Kinsella would be filling the vacancy left by committee member, Jim Adams. Mayor Spewak thanked Mr. Adams for his contributions to the committee.

Adjournment: Council Member Howell moved adjournment, with second by Council Member Burroughs the motion passed unanimously. The meeting was adjourned at 4:44 p.m.

APPROVED THIS 21st DAY OF AUGUST 2023.



Nancy Spewak, Mayor

ATTEST:


Stacey Mann, City Clerk